

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED

2012 AUG 17 AM 8:08

CLERK US DISTRICT COURT
WESTERN DISTRICT OF TEXAS

GPS INDUSTRIES LLC, §
PLAINTIFF, §
V. §
DENNCO, INC., SONOSTAR, INC., §
GOLFSMITH INTERNATIONAL, INC. §
D/B/A GOLFSMITH INTERNATIONAL I, §
INC., GOLF GALAXY, LLC., §
TSA STORES, INC. D/B/A SPORTS §
AUTHORITY, AMAZON.COM, INC., §
ACADEMY, LTD., SEARS, ROEBUCK, §
AND CO., OVERSTOCK.COM, INC., §
BEST BUY STORES, L.P., RPPFTB, INC. §
D/B/A GPSDEALS4U.COM AND §
GPSDEALS4U.COM, AND 1ST IN §
VIDEO-MUSIC WORLD, INC. D/B/A §
DISCOUNT GOLF WORLD, §
DEFENDANTS. §

BY  DEPUTY

CIVIL NO. A-12-CA-332-LY

ORDER

Before the court in the above styled and numbered cause is Plaintiff GPS Industries LLC's Notice of Dismissal Without Prejudice filed August 13, 2012 (Clerk's Document No. 26). GPS Industries informs the court that it is dismissing without prejudice its claims alleged against Defendant EBAY Inc., who has yet to file an answer or motion for summary judgment. Having considered the notice, the case file, and the applicable law,

IT IS ORDERED that all claims alleged by Plaintiff GPS Industries LLC against Defendant EBAY, Inc. are **DISMISSED WITHOUT PREJUDICE**. Each party shall bear its own costs and fees.

IT IS FURTHER ORDERED that the style in the cause remaining before this court be modified as noted in the style used in this Order. The clerk of court and the parties are directed to use the above-referenced style for all future pleadings in this action.

SIGNED this 16th day of August, 2012.



LEE YEAKEL
UNITED STATES DISTRICT JUDGE